

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 3714

Mike KINSELLA and John Law MCGUIRE

Group Art Unit: 2682

Serial No.: 09/592,563

Examiner: Lee NGUYEN

Filed: June 12, 2000

Customer No.: 34610

For: MESSAGING SYSTEM

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

U.S. Patent and Trademark Office 220 20th Street South Customer Window, **Mail Stop Appeal Brief-Patents** Crystal Plaza Two, Lobby, Room 1B03 Arlington, Virginia 22202

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Technology Center 2600

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated February 18, 2004 of the Primary Examiner finally rejecting claims 1-27 and 29-46.

Appeal Fee (\$165.00) and a Three-Month Extension of Time (\$475.00).

Charge to Deposit Account No. 16-0607.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted, FLESHNER & KIM, LLP

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P.O. Box 221200 Chantilly, VA 20153-1200 703 766-3701 JCE:JKM/par **Date: August 4, 2004**